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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 09/676,445      | 09/29/2000  | William B. Franklin  | 8012-001            | 3483             |

4678 7590 02/09/2004

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EXAMINER

WANG, JIN CHENG

| ART UNIT | PAPER NUMBER |
|----------|--------------|
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2672

16

DATE MAILED: 02/09/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

**Advisory Action**

Application No.

09/676,445

Applicant(s)

FRANKLIN ET AL.

Examiner

Jin-Cheng Wang

Art Unit

2672

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 02 February 2004 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

**PERIOD FOR REPLY** [check either a) or b)]

- a) ☒ The period for reply expires 3 months from the mailing date of the final rejection.
- b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.
- ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

1. ☐ A Notice of Appeal was filed on \_\_\_\_\_. Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.
2. ☒ The proposed amendment(s) will not be entered because:
- (a) ☒ they raise new issues that would require further consideration and/or search (see NOTE below);
- (b) ☐ they raise the issue of new matter (see Note below);
- (c) ☐ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
- (d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: See Continuation Sheet.

3. ☐ Applicant's reply has overcome the following rejection(s): \_\_\_\_\_.
4. ☐ Newly proposed or amended claim(s) \_\_\_\_\_ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
5. ☒ The a) ☐ affidavit, b) ☐ exhibit, or c) ☒ request for reconsideration has been considered but does NOT place the application in condition for allowance because: See Continuation Sheet.
6. ☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.
7. ☒ For purposes of Appeal, the proposed amendment(s) a) ☒ will not be entered or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.

The status of the claim(s) is (or will be) as follows:

Claim(s) allowed: \_\_\_\_\_.

Claim(s) objected to: \_\_\_\_\_.

Claim(s) rejected: 1-22 and 24-33.

Claim(s) withdrawn from consideration: \_\_\_\_\_.

8. ☐ The drawing correction filed on \_\_\_\_\_ is a) ☐ approved or b) ☐ disapproved by the Examiner.
9. ☐ Note the attached Information Disclosure Statement(s) (PTO-1449) Paper No(s). \_\_\_\_\_.
10. ☐ Other: \_\_\_\_\_

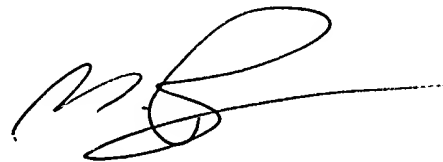
Continuation of 2. NOTE: The amendment after FINAL to claim 33 recites the new limitation of "said error correction routines comprising of: a) opening said modified bitmap graphics data file with a first drawing program running on a first computer; b) examining said modified bitmap graphics data file for text errors by visually comparing the raster image of said modified bitmap graphics data file to replicated printed material derived from said vector graphics file; c) closing and reopening said bitmap graphics data file with a different drawing program and/or different computer if text errors are found in step (b); d) repeating steps (b) and (c) until no errors are present in said modified bit map graphics file" in an article of manufacture and therefore it would require further consideration and/or search for the prior art because this limitation was not present in any of the original claims . . . .

Continuation of 5. does NOT place the application in condition for allowance because: Applicant argues in essence with respect to the Claim 1 and similar claims that there is no suggestion or motivation in either Laverty or Chase et al. to make customer-specific pages generated available on the Internet for the general public to view and also print using non-commercial printers. In response, the Examiner asserts that Chase teaches the claim limitation. Chase discloses a method of creating a web page from a vector graphics data file for providing prepress, content management and workflow services to system subscribers (general public) including making the electronic catalog web page available on the Internet for the public to view and print on a non-commercial desktop printer and inserting the modified bit map graphics data file into the electronic catalog web page (Chase column 16-20).

In column 16, lines 15-25 of Chase, it is stated "access to view catalogs (typically stored as page layout files with links to graphics and textural information represented in the page layout file)". In column 20, lines 13-20 of Chase, it is stated "The end user may search for and place other file types as well in the same manner. These file types preferably include...page layout files. Although a page layout application program is mentioned in the above searching and placing process, it is equally applicable to desktop publishing programs as well." In column 9, lines 20-35 of Chase, the end user facility 300 includes a laser printer 340 (Fig. 2)."

Therefore, it is clear that Chase further teaches the newly added claim limitation of making the electronic catalog web page available on the Internet for the public to view and print on a non-commercial desktop printer" because a laser printer at the end user site is a non-commercial printer.

Therefore, Laverty/Chase fulfills the amended Claim 1 as currently drafted.



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